

Message Text

CONFIDENTIAL

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43

ACTION EUR-12

INFO OCT-01 ISO-00 EURE-00 CIAE-00 DODE-00 PM-04 H-02

INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15

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FM AMEMBASSY BERN

TO SECSTATE WASHDC PRIORITY 2150

C O N F I D E N T I A L BERN 0761

E.O. 11652: GDS

TAGS: PFOR, CFED, SZ

SUBJECT: JUDICIAL ASSISTANCE TREATY

1. SWISS PRESS REPORTED ON FEBRUARY 19 THAT PRESIDENT FORD HAD SENT TREATY WITH "ACCOMPANYING PROTOCOL OF DECEMBER 23" TO THE SENATE FOR ADVICE AND CONSENT.

2. MONNIER, LEGAL ADVISOR TO THE FEDERAL POLITICAL DEPARTMENT, CALLED EMBASSY TO SAY THAT HE FEARED THAT THIS SPECIFIC PRESS REFERENCE TO DECEMBER 23 EXCHANGE OF NOTES, WITHOUT MENTION OF SEVERAL OTHER EXCHANGES OF INTERPRETATIVE NOTES, MIGHT RAISE QUESTIONS IN PARLIAMENT. EMBOFF READ TO MONNIER TEXT OF PROPOSED PRESIDENTIAL TRANSMITTAL MESSAGE AS SENT BY L TO THE DEPUTY SECRETARY ON FEBRUARY 3, BUT SAID HE COULD NOT BE CERTAIN IT WAS IN FACT USED BY THE PRESIDENT, ALTHOUGH HE THOUGHT IT PROBABLY WAS. MONNIER SAID THE DEPARTMENT'S PROPOSED LANGUAGE, WHICH MENTIONED A TOTAL OF SEVEN EXCHANGES OF INTERPRETATIVE LETTERS, WAS UNEXCEPTIONABLE, BUT HE WOULD APPRECIATE CONFIRMATION THAT IT WAS USED BY THE PRESIDENT.

3. EMBASSY WOULD APPRECIATE RECEIVING AS SOON AS CONVENIENT TEXT OF PRESIDENTIAL MESSAGE TRANSMITTING TREATY AND EXCHANGES OF INTERPRETATIVE LETTERS TO SENATE.

DAVIS

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Disposition Approved on Date:
Disposition Authority: saccheem
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Disposition History: n/a
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